

Memorandum

City of Las Vegas Neighborhood Services Department

To: Beverly K. Bridges, City Clerk
From: Devin S. Smith, Manager – Neighborhood Response Division
CC: File
Date: May 26, 2009
Re: Report of Expenses for the abatement of Nuisance located at 6528 Ruby Red Circle - Ward 1 (Tarkanian)

LVMC Ordinance 5873 authorizes the City of Las Vegas to assess and collect a re-inspection fee of \$120.00 if the nuisance violation(s) are not brought into compliance by the re-inspection date on this notice. An additional fee of \$180.00 per hour, one-hour minimum (not to be pro-rated), will be charged for each additional inspection after the initial re-inspection. In addition, LVMC 9.04.020 and 9.040.040 authorizes the city to assess a civil penalty concurrently with the re-inspection fees assessed. On the 2nd re-inspection a \$180 re-inspection fee + a \$150.00 civil penalty will be assessed; on the 3rd re-inspection a \$180 re-inspection fee + a \$300.00 civil penalty will be assessed; on the 4th re-inspection and any future re-inspections will be assessed a \$180 re-inspection fee + a \$500.00 civil penalty. Additionally, every person who causes or maintains a public nuisance, or who willfully omits or refuses to perform any legal duty relating to the abatement of such nuisance (1) shall be guilty of a misdemeanor; (2) shall be liable civilly to the City and, upon such findings shall be responsible to pay civil penalties of not more than five hundred (\$500.00) dollars per day, or for commercial properties; civil penalties of not more than one thousand (\$1000.00) per day, for each day that any nuisance remained unabated after the date specified for abatement in the notice of violation. The \$500.00 or \$1000 daily civil penalty will be determined at the discretion of the city council. Any and all unpaid fees are subject to collection and/or liens.

After giving due process, notification, and an opportunity for an appeal hearing as specified in the Las Vegas Municipal Code for "Nuisance," the Department of Neighborhood Services caused the above-referenced property to be corrected by removing all refuse and waste, remove all weeds/grass exceeding (8) eight inches in height in all yards and post signs. The abatement was completed by Hicks Unique Building & Construction on December 2, 2008 at a cost of \$500, which was accepted by the Department of Neighborhood Services.

Contract Amount Breakdown:	
Removal of refuse and waste including discarded screens, furniture, bottles.	\$200.00
Remove all weeds/grass exceeding (8) eight inches in height in all yards.	\$200.00
Post signs	\$100.00
AMOUNT DUE:	\$500.00
Administrative Processing Fee:	\$75.00
Sub-Total:	\$575.00
Reinspection Fees (w/late fee):	\$924.00
Civil Penalty Fees:	\$1450.00
TOTAL AMOUNT DUE:	\$2949.00
Daily Civil Penalties – 165 days @ \$500 a day (excluding fees already assessed) June 21, 2008 – December 2, 2008	\$81,050.00
Maximum Total	\$83,999.00
OWNER OF RECORD:	Federal Home Loan Mortgage Corp
PROPERTY ABATED:	6528 Ruby Red Circle
ASSESSOR PARCEL:	138-26-210-018
LEGAL DESCRIPTION:	RAINBOW VISTA #13-B LEWIS HOMES
	PLAT BOOK 47 PAGE 64
	LOT 970 BLOCK Q

DSS:td